



ARIZONA STATE SENATE
Fifty-Second Legislature, Second Regular Session

FINAL AMENDED
FACT SHEET FOR H.B. 2312

advisory council; Indian health care.

Purpose

Modifies the membership and increases the duties of the Advisory Council on Indian Health Care (Council).

Background

The Council provides technical assistance to tribal governments on health care initiatives. The Council is required to annually notify the director of the Arizona Health Care Cost Containment System of the amount of appropriation required for the Council for the following fiscal year (A.R.S. § 36-2902.02)

On September 14, 2006, Governor Janet Napolitano signed Executive Order 2006-14. The executive order required all executive branch agencies to develop and implement tribal consultation policies to guide their work and interactions with federally recognized Tribes in Arizona and designate a member of staff to assume responsibility for the agency's implementation of the tribal consultation policy. The consultation policies should require state agencies and offices to seek and integrate input from tribal officials before undertaking a policy believed to have an effect on a tribal community or its members. Annually executive agencies must review their tribal consultation policies and submit a report to the Governor, Legislature and Arizona Commission of Indian Affairs.

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Requires the Council to assist tribes and urban Indian health organizations to develop medical and public health care delivery and financing systems to meet the needs of the American Indian Tribes in Arizona by:
 - a) recommending new Medicare and Medicaid programs, services, funding options, policies and demonstration projects to meet the needs of the tribes and urban Indian health organizations on and off reservations;
 - b) facilitate communications, planning, advocacy and discussion among tribes and urban Indian health organizations with state and federal agencies;

- c) recommend and advocate tribal, state and federal policy and legislation supporting medical and public health care delivery and financing systems for tribes and urban Indian health organizations with state and federal agencies;
 - d) conduct and commission studies and research to further promote the purpose of the Council and address disparities in Indian health care;
 - e) conduct public hearings for recommendations and input from the tribal populations; and
 - f) seek grants, contracts and funding.
2. Amends membership to include the following:
 - a) 22 representatives of the federally recognized American Indian Tribes;
 - b) one representative from the Inter Tribal Council of Arizona;
 - c) one representative from an urban Indian health organization that receives Indian health services funding from the federal government for Indian health care; and
 - d) one representative from the Arizona Early Childhood Development and Health Board.
 3. Modifies the name to Arizona Advisory Council on Indian Health Care.
 4. Requires the Council to give representation in Arizona to tribal governments, tribal organizations and urban Indian health care organizations in shaping Medicaid, health care policies and laws that impact the populations they serve.
 5. Stipulates the majority of the Council members shall be members of federally recognized American Indian Tribes in this state.
 6. Requires the Council to invite federal representatives from Medicare, Medicaid, Indian Health Service, the Social Security Administration and the Department of Veterans Affairs to serve as technical advisors and ex officio members for a three-year term.
 7. Stipulates that members be appointed from federally recognized American Indian Tribes, Inter Tribal Council of Arizona and the urban Indian health care organizations will serve staggered three-year terms.
 8. Specifies if a member has three unexcused absences, it constitutes vacating individual membership and the Governor may appoint a new member to the Council within 30 days.
 9. Requires a chairperson and vice chairperson selected from members appointed from federally recognized American Indian Tribes, the Inter Tribal Council of Arizona or the urban Indian health care organizations and from a federally recognized American Indian Tribe in Arizona.
 10. Stipulates elections be held on the second Monday in July every other year for a two-year term.
 11. Stipulates the Arizona Advisory Council on Indian Health Care to contact each tribe to solicit recommendations for expiring terms and makes the recommendation from each tribe permissive.
 12. Allows existing members to continue to serve until the expiration of their normal terms.

13. Makes technical and conforming changes.

14. Becomes effective on the general effective date.

Amendments Adopted by Committee of the Whole

- Stipulates the Governor may appoint a new member to the Council within 30 days of a member vacating membership due to three unexcused absences.

House Action

Health	2/16/16	DP	6-0-0-0
3 rd Read	2/25/16		60-0-0-0
Final Read	5/06/16		55-0-5-0

Senate Action

APPROP	3/14/16	DP	8-0-0-0
3 rd Read	4/19/16		28-0-2-0

Signed by the Governor 5/11/16

Chapter 190

Prepared by Senate Research

June 1, 2016

RH/rf